



# The Mizoram Gazette

EXTRA ORDINARY

Published by Authority.

Vol. XVI Aizawl Monday 13.7.1987 Asadha 22. S. E. 1909 Issue No. 75(B)

## NOTIFICATION

NO-G 27017/2/87 HMG (EG) dated the 13th July 1987  
RULES FOR SANCTION OF REHABILITATION AND EX-GRATIA  
GRANTS TO THE VICTIMS OF COMMUNAL RIOTS, POLICE FIRING  
UNNATURAL DEATH OR INJURIES SUSTAINED WHILE IN POLICE  
OR JAIL CUSTODY.

1. **NAME OF THE RULE :** This rule shall be called "Rule for payment of Ex-gratia Grants to the Victims of Riots, Police firing, mob violence, unnatural death or Injuries Sustained while in Police or Jail custody and death or grievous injury caused due to accident while on Govt. duty.
2. **OBJECTIVES :** These rules provide for payment of financial assistance to the victims or to the heirs/dependants of the victims of the communal riots, police firing unnatural death or injuries sustained while in Police or Jail Custody or death or grievous injury caused due to accident while on Govt. duty.
3. **TYPES OF ASSISTANCE :**
  - a) Provision of proper medical treatment of those injured in communal riots, police firing, injuries sustained while in Police or Jail custody. The best treatment within the available Governmental facilities shall be provided to the injured. Powers may be delegated to the District Medical Officer/Civil Surgeon/District Surgeon to purchase drugs in the open market as and when necessary. Cases of seriously injured victims, when treatment is not possible within the State, shall be referred to Hospital outside the State.
  - b) Financial assistance to the victims and their heirs/dependants shall be paid as per the scale laid down in Rule 5. Permanent or partial incapacitation shall be decided on the basis of the certificates issued by the Chief Medical Officers of the District/Sub-division where the victim sustained injuries. The said certificate should specify the details of the incidents and also the reference from Civil authorities including Police on the basis of which the certifi-



cate has been issued. Deputy Commissioners, when recommending the petition for sanction grants, should enclose the certificate duly crossed-checked the particulars of the incidents with relevent records. maintained in his office and also in the Police records.

c) Regarding loss of house and moveable properties, certificates should be furnished by the concerned Deputy Commissioner after a proper assessment of the damaged caused to the house and moveable properties.

4. ELIGIBILITY : Victims of communal riots, mob violence, Police firing and casualty in Police or Jail Custody shall be entitled to the benefit under these rules.

Provided, however, that the following categories of persons will not be entitled to such relief :-

- i) Persons who joined the rioters for unlawful and violent activities and were injured/killed in view of Police action to prevent such violence and their liens/dependants.
- ii) Person who indulged in the orgy of violence but sustained injuries or were killed by others who had to strike at them in self-defences, and their liens/dependants.

5. NATURE OF GRANTS : The following scale for ex-gratia grants will be sanctioned to the victims and their liens/dependants :-

- |  |                     |
|--|---------------------|
| a) Death (whether earning or non-earning member of family)                     | Rs. 20,000          |
| b) Permanent in-capacitation (whether earning or non-earning member of family) | Rs. 5,000           |
| c) Temporary incapacitation  | Rs. 1,000           |
| d) Grievous hurt short of incapacitation.                                      | Rs. 500             |
| e) Loss of House   | Rs. 5,000 to 15,000 |
| f) Loss of moveable property   | Rs. 2,000           |
| g) Loss of earning assets like vehicle, boat, bullock etc..                    | Rs. 2,000           |

6. PROCEDURE TO BE FOLLOWED IN SANCTIONING GRANTS :

- (a) The applications for ex-gratia grant under this Scheme will be got verified by the Deputy Commissioner concerned who may utilise the services of the Police and village council for this purpose.
- (b) The Deputy Commissioners will send the applications, duly verified alongwith their recommendations, to the Govt. of Mizoram for their consideration.
- (c) The Deputy Commissioner will make payment on receipt of order sanctioning the ex-gratia grants.

7. MAINTENANCE OF ACCOUNTS : Proper accounts of payments made will be maintained by the Deputy Commissioner, who will adopt/maintain the following documents for accounting the sanctions of ex-gratia payments in this regards :-



i) A certificate issued by the competent authority to the effect that the ex-gratia compensation is being given to the person in question for the reason for which it has been sought.

ii) A suitable Register of sanction may be maintained in which all the relevant information should be entered.

iii) A receipt (in a suitable proforma) may be obtained from the persons receiving the ex-gratia grant.

iv) A Register may be maintained in which full details relating to payments including voucher No & date and Bank Draft No. & date, if the payments are Bank Drafts, should be entered.

v) The expenditure will be debitable under the head 2235—Social Security & Welfare, 60—Other Social Security Welfare, 800—Other Expenditure 800(1) Ex-gratia Grant, 60/800(1)(26) Other charges.

Lalkhama,  
Chief Secretary to the Govt. of Mizoram.